

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

In re: ANTONIO MEDEROS,	)	CIVIL ACTION
	)	NO: 04-12598GAO
Petitioner.	)	
	)	<b>PETITIONER'S MOTION REQUESTING</b>
	)	<b>LEAVE TO FILE RECONSIDERATION</b>

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NOW COMES the above petitioner, ANTONIO MEDEROS, and hereby files his self prepared motion requesting the Court's leave to file for reconsideration of the Court's judgment on August 04, 2005. As ground(s) for such motion, petitioner states:

1. That on March 21, 2005, petitioner filed motion for leave for an enlargement of time to answer opposition of the United States Attorney's motion to dismiss for failure to state a claim on which relief could have been granted, and;
2. That if the Court was inclined to agree with the United States Attorney, that the claim filed by petitioner had many difficulties, the proper remedy by the Court would not to have dismissed without first giving the petitioner an opportunity to correct any and all difficulties, and;
3. That petitioner's motion was not heard for request for leave for enlargement of time in order to respond to respondent's motion to dismiss. The petitioner has waited since March 21, 2005 for the Court to make a ruling on his motion, and because the Court committed error in not informing him of the status of the motion if, in fact, the motion was denied or granted, in any event an error was committed and petitioner should not be burdened with something he had no control over, however, because of the error, he should be given an opportunity to file his opposition, if the Court denies his motion for reconsideration the petitioner will suffer a further burden and the Court itself will be actually creating a miscarriage of justice in its flat denial of due process. SEE Petitioner's Exhibit A

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CONCLUSION

For all the foregoing reasons, petitioner's motion requesting leave to file for reconsideration in the above matter should be granted in order for the ends of justice to be best served.

Respectfully submitted by,

C. Julian Mederos  
Antonio Mederos,  
Mass Treatment Center  
30 Administration Road  
Bridgewater, MA. 02324-3230  
PETITIONER, PRO SE

CERTIFICATE OF SERVICE

I, hereby declare under the pains and penalties of perjury that I have this below date served true copy of the foregoing motion upon the office of the United States Attorney by mailing same first class mail.

Dated: 8-18-, 2005

C. Julian Mederos  
Antonio Mederos

FROM: Antonion Mederos  
Mass. Treatment Center  
30 Administration Road  
Bridgewater, MA. 02324-3230

Exhibit A

TO: Clerk of Court, Pro Se  
United States District Court  
District of Massachusetts  
John Joseph Moakley, U.S. Courthouse  
1 Courthouse Way - Suite 2300  
Boston, Massachusetts 02210

RE: Mederos v Chadbourne, et al.  
U.S.D.C. No. 04-12598 GAO

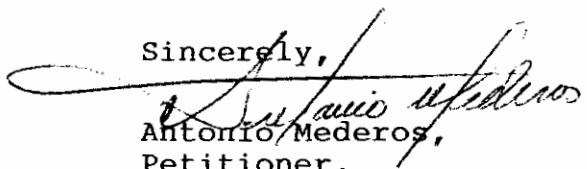
Dear Ms. Jenness:

Enclosed for filing, please find motion requesting Leave for Enlargement of Time in the above-captioned matter. Also please find certificate of service.

Would you be so kind as to bring this motion to the courts attention at your earliest possible convience, it would be greatly appreciated.

Thanking you ever so kindly, I anxiously await your return reply, I remain:

Sincerely,

  
Antonio Mederos,  
Petitioner,

AM/mm  
Enclosures (1)  
file  
xc: Office of U.S. Attorney for Respondents  
Michael F. Lyons, Esquire  
Interested Party (1)

Dated: 3-21-, 2005

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

In Re: ANTONIO MEDEROS ) CIVIL ACTION  
Petitioner, ) NO. 04-12598 GAO  
 )  
 )  
 ) MOTION REQUESTING LEAVE FOR AN  
 ) ENLARGEMENT OF TIME TO FILE  
 ) RESPONSIVE ANSWER TO DEFENDANTS'  
 ) MOTION TO DISMISS

NOW COMES, the above Petitioner, Antonion Mederos, and hereby files his self-prepared motion for Enlargment of Time in the above-captioned matter. As ground(s) for such motion, Petitioner states as follows: (i) that he is not schooled in law, nor does he hold degree in legal matters, and (ii) that he is a Cuban Nationalist and has difficult time both reading and understanding the english language, and (iii) that Petitioner will file late motion for the appointment of counsel to help him with his action.<sup>1></sup>

Petitioner respectfully requests enlargment of time up to, and including June 01, 2005. Such request will nat cause prejudice to Respondents in any way.

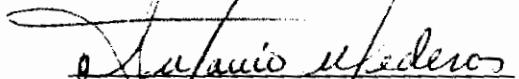
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<sup>1></sup> That Petitioner Antonio Mederos did not draft the habeas petition now pending before the court. Petitioner requested the aid of another prisoner to help him, however, since the filing of the petition, and reading the answer filed by the United States Attorney, the Petitioner now understands that his petition is clearly difficient, and because he has received an answer, he cannot withdraw without prejudice, therefore, he respectfully requests that this Honorable Court and Honorable united States Distict Judge allow his motion for enlargment of time in order that justice be best served.

CONCLUSION

For the reasons stated herein, Petitioner's motion for enlargement of time should be allowed in the best interests of justice.

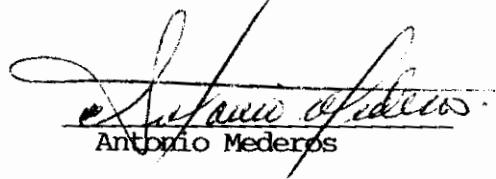
Respectfully submitted,

  
Antonio Mederos,  
Mass. Treatment Center  
30 Administration Road  
Bridgewater, MA. 02324-3230  
PETITIONER, PRO SE,

Dated: 3 - 21 -, 2005

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing motion has been served upon Counsel of Respondents to his address: Mark T. Quinlivan Assistant U.S. Attorney, United States Attorney's Office, John Joseph Moakley U.S. Courthouse, 1 Courthouse Way - Suite 9200, Boston, Massachusetts 02210.

  
Antonio Mederos

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

MEDEROS

Petitioner

v.

CIVIL ACTION NO. 04-12598-GAO

CHADBOURNE

Respondent

**JUDGMENT IN A CIVIL CASE**

O'TOOLE, D.J.

**Jury Verdict.** This action came before the court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

**Decision by the Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED**

Pursuant to the court's order, dated 8/4/05, there being no opposition to the respondents' motion to dismiss (#10), and it appearing from the record that the petitioner is not in custody in violation of the Constitution or laws of the United States, it is hereby ORDERED that the respondent's motion is GRANTED and the petition for a writ a habeas corpus pursuant to 28 USC section 2241 is DENIED.

*See second page.  
\_\_\_\_\_  
Thank you.*

SARAH A. THORNTON,  
CLERK OF COURT

Dated: 8/4/05

By PAUL S. LYNESS  
Deputy Clerk

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8-18-2005

Inmate ID. M.82272

Antonio Mederos A.23-216-836  
Nemasket Treatment Center M.C.I.  
30 Administration rd  
Bridgewater, MASS 02324-3230

Note. To Clerefiel this big Mistake.

Yes I'm in custody of the D.O.C. Prison Inmate NEVER  
discharge me on I.C.E. And violation of Constitution of Law & Federal  
Law, as Hostage in Kidnapping as Politic Prisoner for other Country  
by the Congress of Massachusetts, in Abuse of Discretion of  
The Attorney General of Mass, Convict twice for the SAME  
CRIME as Civil an not by American Citizen of U.S.

I'm Request the Federal Court to have a Federal  
Officer to come to the treatment Center Bridgewater, Has  
to investigate this violation Federal Law, way the State Hostage  
illegal Alien in Prison AFTER Comply the Sentences in MAKE  
Money West then.

They have 4 illegal Alien Hostage by the State of Mass  
to civilly Committe to one day to Natural life in Prison  
in never by in the custody of INS for Deportation

3 the by Committe for Natural life. (2 cuban Noriel  
(1 Dominican Citizen) in one from Iceland Pending on  
Probable CAUSE. / Antonio Mederos, Alberto Tropaga, Gilberto Soto  
in Peter P. Heanue. Thank you for your Attention to this Matter  
Sincerely. Antonio Mederos. M.82272

FROM: Antonio Mederos  
Mass Treatment Center  
30 Administration Road  
Bridgewater, MA. 02324-3230

TO: Ms. Susan Jenness, Clerk  
United States District Court  
District of Massachusetts  
John Joseph Moakely US Courthouse  
1 Courthouse Way, Suite 2300  
Boston, Massachusetts 02210

August 18, 2005

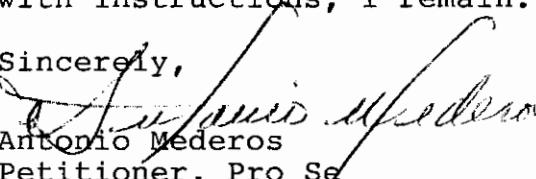
RE: MOTION REQUESTING LEAVE TO FILE RECONSIDERATION  
U.S.D.C. Civil Action No. 04-12598GAO

Dear Ms. Jenness:

Enclosed, please find motion for reconsideration of the court's judgment to dismiss on 08/04/05. Also, please find one exhibit marked as exhibit A, along with a certificate of service.

The reason for the reconsideration motion is, that on March 21, 2005, petitioner filed motion with certificate of service requesting leave for enlargement of time, to date the court never made a ruling on the motion, leaving petitioner in bewilderment as to when, or if, the motion was granted, in any event, petitioner should have the right to file an opposition, and if the court was to be inclined to agree with respondent that the petition was deficient on its face, he should have been every opportunity to correct the deficiencies before the court just dismissed the complaint.

Thanking you ever so kindly, I anxiously await your return with instructions, I remain:

Sincerely,  
  
Antonio Mederos  
Petitioner, Pro Se

AM/mm  
Enclosures  
file  
xc: Office Of The United States Attorney  
Michael F. Lyons, Esq.  
Civil Liberties Union Foundation  
Mass Corr Legal Services